



11-18-05

RCE  
✓Jpw

Atty. Dkt. No. 058423-1002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lingappa et al.

Title: HIV CAPSID ASSEMBLY-  
ASSOCIATED  
COMPOSITIONS AND  
METHOD

Appl. No.: 10/040,206

Appl. Filing Date: 1/2/2002

Examiner: ULRIKE WINKLER

Art Unit: 1648

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 643 730 405 US (Express Mail Label Number)	16 November 2005 (Date of Deposit)
Susana Salto (Printed Name)	
S. Salto (Signature)	

REQUEST FOR CONTINUED EXAMINATION (RCE)  
TRANSMITTAL

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

11/21/2005 SSITHIB1 00000014 10040206

01 FC:2801  
02 FC:2253395.00 op  
510.00 op

[ X ] Please enter and consider the amendment and/or reply previously filed  
on 16 August 2005.

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
[ X ]	Extension for response filed within the third month:	\$1,020.00		\$1,020.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$1,020.00
	EXTENSION FEE ALREADY PAID:	-		\$0.00
	CLAIMS (RCE ) FEE TOTAL			\$790.00
	EXTENSION FEE TOTAL			\$1,020.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$1810.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):			\$905.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$905.00

[ X ] Check #1448 in the amount of \$905.00 to cover the RCE filing fee (\$395) and extension fee for response filed within the third month (\$510) is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 16 November 2005

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1103  
Facsimile: (650) 856-3710

By Karen E Flick

Karen E. Flick  
Attorney for Applicant  
Registration No. 44,111